

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

REGINALD PALMER, )  
                        )  
Petitioner,         )  
                        )  
vs.                   ) CIVIL NO. 03-235-GPM  
                        )  
UNITED STATES OF AMERICA, )  
                        )  
Respondent.         )

**ORDER**

**MURPHY, Chief District Judge:**

This matter is before the Court after issuance of a mandate by the Seventh Circuit Court of Appeals (Doc. 27). In accordance with the mandate, this Court's December 1, 2004, Order denying the merits of Petitioner's motion to reconsider is **MODIFIED** such that the motion is **DISMISSED** for lack of jurisdiction. *See Harris v. Cotton*, 296 F.3d 578, 579-80 (7<sup>th</sup> Cir. 2002) (motion filed under Federal Rule of Civil Procedure 60(b) should have been dismissed as unauthorized successive habeas corpus petition).

**IT IS SO ORDERED.**

DATED: 10/25/05

s/ G. Patrick Murphy  
G. PATRICK MURPHY  
Chief United States District Judge